

SUPREME COURT OF ILLINOIS

FRIDAY, APRIL 4, 2003

THE FOLLOWING ANNOUNCEMENT IS MADE:

ADVISEMENT DOCKET

No. 95702 - People State of Illinois, respondent, v. Danny W. Hill, petitioner.

On the Court's own motion, due to clerical error the order of April 2, 2003, is corrected to reflect the correct case number for People v. Pomykala and to include the citation for that case, as follows:

Petition for leave to appeal denied. In the exercise of this Court's supervisory authority, the Appellate Court, Fourth District, is directed to vacate its judgment in People v. Hill, case No. 4-01-0163 (11/27/02). The appellate court is directed to reconsider its judgment in light of case No. 93089 People v. Pomykala, 203 Ill. 2d 198 (2003). Further, the appellate court is directed to grant appellant the opportunity to raise and brief any additional claims to appellate relief premised upon People v. Pomykala that appellant may wish to raise on remand.

SUPREME COURT OF ILLINOIS

FRIDAY, APRIL 4, 2003

THE FOLLOWING ANNOUNCEMENTS WERE MADE:

ADVISEMENT DOCKET

No. 82536 - People State of Illinois, appellee, v. Jeffrey D. Rissley, appellant.

Motion by appellant to dismiss appeal. Motion denied.

Order entered by the Court.

Motion by appellant to hold in abeyance appellant's motion to dismiss appeal. Motion denied.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, this Court shall retain jurisdiction over this cause.

Order entered by the Court.

No. 84933 - People State of Illinois, appellee, v. Keith Shum, appellant.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied as moot.

Order entered by the Court.

Motion by appellant to retain appellate jurisdiction, stay proceedings on appeal and remand the matter for forensic (DNA) testing. That portion of appellant's motion to retain appellate jurisdiction of this cause is denied as moot. Appellant's request to stay the appellate proceedings is denied. Appellant's request to order DNA testing is taken with the case.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this Court shall retain jurisdiction over this cause.

Order entered by the Court.

No. 86382 - People State of Illinois, appellee, v. Edward Graham, appellant.

Motion by appellant to withdraw from his brief arguments V,VI,VII,VIII,IX,X, and XI and portions of argument IV which request a new sentencing hearing. Motion denied as moot.

Order entered by the Court.

Motion by appellant that this Court decide the merits of this appeal and retain jurisdiction. Motion denied as moot.

Order entered by the Court.

Motion by appellant to hold in abeyance any decision concerning appellant's motion requesting the Court to decide the merits of this appeal. Motion denied as moot.

Order entered by the Court.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this Court shall retain jurisdiction over this matter.

Order entered by the Court.

No. 87138 - People State of Illinois, appellee, v. James L. Westray, appellant.

The State's response to this Court's order of January 22, 2003, and request to dismiss appeal. Allowed.

Order entered by the Court.

No. 87645 - People State of Illinois, appellee, v. Richard Morris, appellant.

Motion by appellant requesting this Court to retain jurisdiction and to decide the merits of this appeal. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

The State's statement of this Court's continuing jurisdiction. Denied as moot.

Order entered by the Court.

On the Court's own motion, it is ordered that this Court shall retain jurisdiction in this cause.

Order entered by the Court.

No. 87958 - People State of Illinois, appellee, v. Corey Moore, appellant.

Motion by appellant for leave to withdraw certain issues raised on appeal as moot, contingent on the continuing validity of the commutation order issued to appellant by Governor George H. Ryan. Motion denied.

Order entered by the Court.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied.

Order entered by the Court.

Motion by appellant requesting that this Court retain jurisdiction of this case. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this Court shall retain jurisdiction over this cause.

Order entered by the Court.

No. 88105 - People State of Illinois, appellee, v. Anton Brown, appellant.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 88784 - People State of Illinois, appellee, v. Juan Caballero, appellant.

The State's response to this Court's order of January 22, 2003.

The State's statement of this Court's continuing jurisdiction. Denied as moot.

Order entered by the Court.

No. 89214 - People State of Illinois, appellee, v. Bernina Mata, appellant.

Motion by appellant for a determination of whether appellant can be subject to the death penalty and leave to file a brief on this issue. Motion denied.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, Second District.

Order entered by the Court.

No. 89226 - People State of Illinois, appellee, v. Cortez Brown, appellant.

Motion by appellant to defer action in this case until the Court has decided the merits of the petition for a writ of prohibition or mandamus, and further request that if the Court denies that petition, his appeal be dismissed as moot. Motion taken with the case.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

The State's statement of this Court's continuing jurisdiction. Denied as moot.

Order entered by the Court.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained by this Court.

Order entered by the Court.

No. 89408 - People State of Illinois, appellee, v. Joseph R. Miller, appellant.

Motion by appellee to declare clemency action void. Motion denied.

Order entered by the Court.

Motion by appellant to strike Peoria County State's Attorney's motion to declare clemency action void. Motion denied as moot.

Order entered by the Court.

Motion by appellant to stay proceedings and/or mandate of this Court. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

Motion by appellant for leave to file objections instant to the Peoria County State's Attorney's response to appellant's motion to strike Peoria County State's Attorney's motion to declare clemency action void. Motion denied as moot.

Order entered by Justice Thomas.

Motion by appellant for leave to file objections instant to the Peoria County State's Attorney's response to appellant's motion to stay proceedings and/or mandate of this Court. Motion denied as moot.

Order entered by Justice Thomas.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained by this Court.

Order entered by the Court.

No. 89458 - People State of Illinois, appellee, v. Roosevelt Lucas, appellant.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained by this Court.

Order entered by the Court.

No. 89553 - People State of Illinois, appellee, v. Raul Ceja, appellant.

Motion by appellee to declare clemency action void. Motion denied.

Order entered by the Court.

Motion by appellant for leave to withdraw sentencing issues, with the exception of the disparate sentencing issue, contingent on the continuing validity of the commutation order issued to appellant by Governor George H. Ryan. Motion taken with the case.

Order entered by the Court.

Motion by appellant requesting that this Court retain jurisdiction of this case. Motion denied as moot.

Order entered by the Court.

Motion by appellant to cite additional authority instant. Motion allowed.

Order entered by Justice Freeman.

The State's response to this Court's order of January 22, 2003.

Motion by appellant to reconsider this Court's order entered March 4, 2003, allowing the Illinois State's Attorneys Association leave to appear and file brief as amicus curiae. Motion denied as moot.

Order entered by Justice Freeman.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained by this Court.

Order entered by the Court.

No. 89942 - People State of Illinois, appellee, v. Bobby Sims, appellant.

Motion by appellee to dismiss appellant's appeal for lack of this Court's jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 90072 - People State of Illinois, appellee, v. Robert Lee Evans, Jr., appellant.

Motion by appellant for this Court to retain jurisdiction of this appeal. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained by this Court.

Order entered by the Court.

No. 90137 - People State of Illinois, appellee, v. Elton Williams, appellant.

Motion by appellant requesting this Court to retain jurisdiction and to stay proceedings herein until the lawsuits challenging the commutation of his death sentence have been resolved. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained by this Court.

Order entered by the Court.

No. 90394 - People State of Illinois, appellee, v. James Tenner, appellant.

The State's response to this Court's order of January 22, 2003.

The State's statement of this Court's continuing jurisdiction.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained by this Court.

Order entered by the Court.

No. 90523 - People State of Illinois, appellee, v. Thomas L. Umphrey, appellant.

Motion by appellant, pro se, for this Court to continue jurisdiction and for declaration of right to due process and protected liberty interest in 730 ILCS 5/3-3-13(a) and (c). That portion of appellant's motion for this Court to continue jurisdiction is denied as moot. Appellant's request for declaration of right to due process and protected liberty interest in 730 ILCS 5/3-3-13(a) and (c) is taken with the case.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained in this Court.

Order entered by the Court.

No. 90631 - People State of Illinois, appellee, v. Chris Davis, appellant.

Motion by appellant for this Court to retain jurisdiction of this appeal. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

The State's statement of this Court's continuing jurisdiction.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained in this Court.

Order entered by the Court.

No. 92143 - People State of Illinois, appellant, v. Ronald Kliner, appellee.

The State's response to this Court's order of January 22, 2003.

The State's statement of this Court's continuing jurisdiction.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained by this Court.

Order entered by the Court.

PEOPLE'S DOCKET

Nos. 84062 - People State of Illinois et al., appellants, v.
84063 Renaldo Hudson et al., appellees.
Cons.

Motion by Renaldo Hudson that this Court retain jurisdiction in this cause. Motion denied as moot.

Order entered by the Court.

Garman, J., took no part.

The State's response to this Court's order of January 22, 2003.

The State's statement of this Court's continuing jurisdiction.

On the Court's own motion, it is ordered that jurisdiction in this cause shall remain before this Court. Briefing shall continue as previously scheduled.

Order entered by the Court.

Garman, J., took no part.

No. 84417 - People State of Illinois, appellee, v. Paul E. Taylor, appellant.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this cause is transferred to the Appellate Court, Fifth District.

Order entered by the Court.

No. 84602 - People State of Illinois, appellee, v. Edgar Hope, appellant.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this cause is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 84689 - People State of Illinois, appellee, v. Stanley Howard, appellant.

Motion by appellee to dismiss appeal. Motion allowed.

Order entered by the Court.

Motion by appellant to dismiss appeal as moot. Motion allowed.

Order entered by the Court.

No. 85053 - People State of Illinois, appellee, v. Milton Johnson, appellant.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this cause is transferred to the Appellate Court, Third District.

Order entered by the Court.

No. 87957 - People State of Illinois, appellee, v. Maurice McDonald, appellant.

Motion by appellant, pro se, court instruction sought to death sentence commuted to life with no attorney, because this Court fired and terminated private counsel, as a hardship created by this Court. Motion denied.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

The State's statement of this Court's continuing jurisdiction.

On the Court's own motion, it is ordered that jurisdiction shall be retained by this Court.

Order entered by the Court.

No. 89435 - People State of Illinois, appellee, v. Anthony Brown, appellant.

Motion by appellee through their attorney Richard A. Devine, State's Attorney of Cook County, to dismiss appeal. Motion denied as moot.

Order entered by the Court.

Motion by appellee through their attorney Lisa Madigan, Attorney General of the State of Illinois, to dismiss appeal. Motion allowed.

Order entered by the Court.

No. 90861 - People State of Illinois, appellee, v. Gabriel Solache, appellant.

Motion by appellant requesting this Court decide the merits of this appeal. Motion denied as moot.

Order entered by the Court.

Motion by appellant to hold in abeyance any decision concerning appellant's motion requesting the Court decide the merits of this appeal. Motion denied as moot.

Order entered by the Court.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 91349 - People State of Illinois, appellee, v. Ralph Harris, appellant.

Motion by appellant to suspend briefing schedule pending a determination by this Court as to whether this is a capital or non-capital appeal, and that if it is determined that this is a capital appeal, allow appellant 90 days within which to file his brief from the date of such determination. Motion allowed. Briefing is suspended pending a decision in case No. 95663, Madigan et al. v. Snyder et al.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

The State's statement of this Court's continuing jurisdiction.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained by this Court.

Order entered by the Court.

No. 91436 - People State of Illinois, appellee, v. Tyrone Strickland, appellant.

Motion by appellant to transfer this cause to the Appellate Court, First District. Motion denied as moot.

Order entered by the Court.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

Motion by appellant to suspend briefing pending this Court's decision on the defendant's motion to transfer jurisdiction. Motion denied as moot.

Order entered by the Court.

On the Court's own motion, it is ordered that this cause is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 91512 - People State of Illinois, appellee, v. Ralph Harris, appellant.

The State's response to this Court's order of January 22, 2003.

The State's statement of this Court's continuing jurisdiction.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained by this Court.

Order entered by the Court.

No. 91713 - People State of Illinois, appellee, v. Eric Daniels, appellant.

Motion by appellant requesting this Court to decide the merits of this appeal. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that jurisdiction in this case shall be retained by this Court.

Order entered by the Court.

No. 91724 - People State of Illinois, appellee, v. JoJulien Z. Hicks, appellant.

The State's response to this Court's order of January 22, 2003.

The State's amended response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this cause is transferred to the Appellate Court, Fifth District. All pending motions are denied without prejudice to file any motion in the Appellate Court.

Order entered by the Court.

No. 91904 - People State of Illinois, appellee, v. Grayland Johnson, appellant.

Motion by appellee through their attorney Lisa Madigan, Attorney General of the State of Illinois, to dismiss appeal. Motion allowed.

Order entered by the Court.

Motion by appellant to stay proceedings until after the sentence of natural life imprisonment is upheld and then dismiss appeal as moot. Motion denied as moot.

Order entered by the Court.

Motion by appellee through their attorney Richard A. Devine, State's Attorney of Cook County, to dismiss appeal. Motion denied as moot.

Order entered by the Court.

No. 92033 - People State of Illinois, appellee, v. Dennis Emerson, appellant.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this cause is transferred to the Appellate Court, First District. All pending motions are denied without prejudice to file any motion in the Appellate Court.

Order entered by the Court.

No. 92186 - People State of Illinois, appellee, v. Oasby Gilliam, appellant.

On the Court's own motion, it is ordered that this cause is transferred to the Appellate Court, Fifth District. All pending motions are denied without prejudice to file any motion in the Appellate Court.

Order entered by the Court.

No. 92252 - People State of Illinois, appellee, v. Maurice King, appellant.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that jurisdiction in this cause shall be retained by this Court.

Order entered by the Court.

No. 92843 - People State of Illinois, appellee, v. Samuel Morgan, appellant.

Motion by appellant requesting that this Court retain jurisdiction over appellant's appeal and award him other appropriate relief. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

The State's statement of this Court's continuing jurisdiction.

On the Court's own motion, it is ordered that jurisdiction in this cause shall be retained by this Court.

Order entered by the Court.

No. 93038 - People State of Illinois, appellee, v. Montell Johnson, appellant.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this cause is transferred to the Appellate Court, Fourth District.

Order entered by the Court.

No. 93309 - People State of Illinois, appellee, v. Frank Williams, appellant.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this cause is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 93368 - People State of Illinois, appellee, v. Luther V. Casteel, appellant.

Motion by appellee to declare clemency action void. Motion denied.

Order entered by the Court.

Motion by appellant requesting this Court to retain jurisdiction and decide the merits of this appeal. Motion denied.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, Second District.

Order entered by the Court.

No. 93456 - People State of Illinois, appellee, v. Robert L. Fair, appellant.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 93693 - People State of Illinois, appellee, v. Lorenzo Fayne, appellant.

Motion by appellant to stay appeal, and, after the sentence of natural life imprisonment is upheld, to dismiss appeal. Motion transferred to the Appellate Court, Fifth District.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, Fifth District.

Order entered by the Court.

No. 93705 - People State of Illinois, appellee, v. William Riley, appellant.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court.
Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 93843 - People State of Illinois, appellee, v. Henry Watson, appellant.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court.
Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 93850 - People State of Illinois, appellee, v. Samuel Karim, appellant.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 93873 - People State of Illinois, appellee, v. Raymond Burgess, appellant.

Motion by appellant to transfer this cause to the Appellate Court, Third District. Motion denied as moot.

Order entered by the Court.

Motion by appellant for leave to withdraw motion to transfer cause to the appellate court, without prejudice to refile motion or, in the alternative, to defer ruling on motion to transfer. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, Third District.

Order entered by the Court.

No. 94641 - People State of Illinois, appellee, v. David A. Smith, appellant.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied as moot.

Order entered by the Court.

Motion by appellant for a determination by this Court relating to its jurisdiction over this appeal and his susceptibility to the death penalty following a new trial and sentencing hearing. Motion denied.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 94669 - People State of Illinois, appellee, v. Madison Hobley, appellant.

Motion by appellant to withdraw his appeal. Motion allowed.

Order entered by the Court.

Motion by appellee to dismiss appeal with prejudice. Motion allowed.

Order entered by the Court.

No. 95137 - People State of Illinois, appellee, v. Andrew Urdiales, appellant.

Motion by appellee to dismiss appellant's appeal for lack of this Court's direct appeal jurisdiction over the cause due to the former Governor's executive act of commuting appellant's capital sentence to a sentence of life imprisonment and further request that this Court transfer this case to the appellate court. Motion denied as moot.

Order entered by the Court.

Motion by appellant to transfer appeal to the appellate court. Motion denied as moot.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, First District.

Order entered by the Court.

No. 95201 - People State of Illinois, appellee, v. Marlon Watford, appellant.

Motion by appellant to suspend briefing schedule pending a determination by this Court as to whether this is a capital or non-capital appeal and that if it is determined that this is a capital appeal, that counsel be given 90 days from the date of any such determination within which to file appellant's brief. Motion allowed. Briefing is suspended pending a decision in case No. 95663, Madigan et al. v. Snyder et al.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this Court shall retain jurisdiction over this cause.

Order entered by the Court.

No. 95424 - People State of Illinois, appellee, v. Daniel E. Raines, appellant.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, Fourth District.

Order entered by the Court.

No. 95563 - People State of Illinois, appellee, v. Dale Lash, appellant.

The State's response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, Fourth District.

Order entered by the Court.

No. 95568 - People ex rel. Richard A. Devine, State's Attorney of Cook County, Illinois, petitioner, v. Donald N. Snyder, Jr., Director, Illinois Department of Corrections, et al., etc., respondents.

Motion by petitioner for leave to file a petition for an original writ of prohibition or mandamus. Motion denied.

Order entered by the Court.

Motion by intervenor-respondents Cortez Brown, William Bracy, Paul Erickson, Tyrone Fuller, Julius Kuntu, Samuel Morgan, Robert St. Pierre, and Willie Thompkins for leave to intervene or, in the alternative, for leave to file a brief as amici curiae, and grant them leave to file their opposition instant to petitioner's motion for leave to file a petition for writ of prohibition or mandamus. Motion denied as moot.

Order entered by the Court.

Motion by intervenor-respondent, Paul S. Erickson, for leave to intervene and file a supplementary brief instant. Motion denied as moot.

Order entered by the Court.

Motion by intervenor-respondent, Paul S. Erickson, for leave to intervene and file a second supplementary brief instant. Motion denied as moot.

Order entered by the Court.

Motion by petitioner to withdraw Cortez Brown from the class of the named defendants in the pending action for a writ of prohibition or mandamus. Motion denied as moot.

Order entered by the Court.

Motion by petitioner for leave to file memorandum instant regarding State's Attorney Richard A. Devine's standing to bring this action for writs of prohibition or mandamus. Motion allowed.

Order entered by the Court.

No. 95581 - People ex rel. Richard A. Devine, State's Attorney of Cook County, Illinois, petitioner, v. Donald N. Snyder, Jr., Director, Illinois Department of Corrections, et al., etc., respondents.

Motion by petitioner for leave to file a petition for an original writ of prohibition or mandamus. Motion denied.

Order entered by the Court.

Motion by intervenor-respondent Jerry Mahaffey for leave to intervene or, in the alternative, for leave to file a brief as amicus curiae, and grant him leave to file his opposition instant to petitioner's motion for leave to file a petition for writ of prohibition or mandamus. Motion denied as moot.

Order entered by the Court.

Motion by MacArthur Justice Center for leave to intervene, or in the alternative, for leave to file a brief as amicus curiae, and grant leave to file memorandum in opposition instant to petitioner's motion for leave to file a petition for writ of prohibition or mandamus. Motion denied as moot.

Order entered by the Court.

Order entered by the Court.

Motion by petitioner to withdraw Jerry Mahaffey from the class of the named defendants in the pending action for a writ of prohibition or mandamus. Motion denied as moot.

Order entered by the Court.

Motion by Frederick F. Cohn, counsel for Delbert Heard, to file response instant to objection to motion to intervene. Motion denied as moot.

Order entered by the Court.

Motion by petitioner for leave to file memorandum instant regarding State's Attorney Richard A. Devine's standing to bring this action for writs of prohibition or mandamus. Motion allowed.

Order entered by the Court.

No. 95588 - People State of Illinois, appellee, v. Robert K. Jones, appellant.

Motion by appellee to declare clemency action void. Motion denied.

Order entered by the Court.

The State's response to this Court's order of January 22, 2003.

The State's amended response to this Court's order of January 22, 2003.

On the Court's own motion, it is ordered that this case is transferred to the Appellate Court, Second District.

Order entered by the Court.

No. 95663 - People ex rel. Lisa Madigan, Attorney General of the State of Illinois, et al., etc., petitioners, v. Donald N. Snyder, Jr., Director, Illinois Department of Corrections, et al., etc., respondents.

Motion by petitioners for leave to file a verified petition for an original writ of mandamus. Motion allowed. The petitioners shall submit a brief in support of the petition on or before May 9, 2003. The respondents' brief, and the reply brief, if any, shall be filed in accordance with Supreme Court Rule 343.

Order entered by the Court.

Motion by MacArthur Justice Center to intervene and for leave to file memorandum instanter opposing the motion to file Count 1 of the complaint for mandamus or, in the alternative, for leave to file an amicus curiae brief. Motion to intervene and file memorandum denied. Alternative request to file an amicus curiae brief allowed.

Order entered by the Court.

Motion by Frederick F. Cohn, counsel for Delbert Heard, for leave to intervene and for leave to file a memorandum opposing the motion to file Count I of the complaint for mandamus or, in the alternative, for leave to file an amicus curiae brief. Motion to intervene and file memorandum denied. Alternative request to file an amicus curiae brief allowed.

Order entered by the Court.

No. 95664 - People ex rel. Lisa Madigan, Attorney General of the State of Illinois, et al., etc., movants, v. Donald N. Snyder, Jr., Director, Illinois Department of Corrections, et al., etc., respondents.

Motion by movants for a supervisory order.
Motion allowed. In the exercise of this Court's supervisory authority, all judicial proceedings in the circuit courts of Illinois that may result in the resentencing of any of the defendants-respondents in People ex rel. Madigan v. Snyder, No. 95663, Ronald Alvine (DuPage), Harold Bean (Cook), William Bracey (Cook), Cortez Brown (Cook), Roger Collins (Cook), Juan Cortez (Cook), Tony Dameron (Kane), Eric D. Daniels (Champaign), Chris Davis (Cook), Daniel J. Edwards (Kankakee), Robert L. Evans, Jr. (Macon), Tyrone Fuller (Cook), Evan Griffith (Livingston), Anthony Hall (Livingston, tried in McLean), Ralph Harris (Cook), Delbert Heard (Cook), Renaldo Hudson (Cook), Ernest D. Jamison (McLean), Maurice King (Kane), Julius Kuntu (Cook), Eric Lee (Kankakee, tried and sentenced in Will), Gregory Madej (Cook), Maurice McDonald (Cook), Samuel Morgan (Cook), Richard Morris (Cook), Sanantone Moss (Cook), Robert St. Pierre (Cook), Willie Thompson (Cook), Thomas Umphrey (Sangamon), Marlon Watford (Kankakee), Bobby O. Williams (St. Clair), Elton Williams (Will), Martin Woolley (Henry), Patrick Wright (Coles), are stayed pending disposition of the petition for writ of mandamus in People ex rel. Madigan v. Snyder, No. 95663.

Order entered by the Court.

No. 95728 - People ex rel. Meg Gorecki, etc., petitioner, v. Donald N. Snyder, Jr., etc., et al., respondents.

Motion by petitioner for leave to file verified complaint for mandamus. Motion denied.

Order entered by the Court.

Motion by intervenor-respondent Tyrone Fuller for leave to intervene or, in the alternative, for leave to file a brief as amicus curiae, and grant him leave to file his opposition instantter to petitioner's motion for leave to file a petition for writ of prohibition or mandamus. Motion denied as moot.

Order entered by the Court.

Motion by intervenor-respondent Robert St. Pierre for leave to intervene, or in the alternative, for leave to file a brief of amicus curiae, and to grant him leave to file his opposition instantter to petitioner's motion for leave to file a petition for writ of prohibition or mandamus. Motion denied as moot.

Order entered by the Court.

Motion by intervenor-respondent Hector Nieves for leave to intervene or, in the alternative, to file amicus brief and for certain other relief. Motion denied as moot.

Order entered by the Court.

Motion by intervenor-respondent Sanantone Moss for leave to intervene or, in the alternative, for leave to file a brief as amicus curiae, and grant him leave to file his opposition instantter to petitioner's motion for leave to file a petition for writ of prohibition or mandamus. Motion denied as moot.

Order entered by the Court.

Motion by petitioner to withdraw Hector Nieves from the class of those named defendants in the pending action for a writ of prohibition or mandamus. Motion denied as moot.

Order entered by the Court.

Motion by petitioner for leave to file objections instantter to MacArthur Justice Center's motion for leave to intervene. Motion denied as moot.

Order entered by the Court.

Motion by Frederick F. Cohn, counsel for Delbert Heard, for leave to intervene or, in the alternative, to file an amicus brief. Motion denied as moot.